

IFW 2134

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/886,478	06/20/2001	Bruce E. Brown	21893-05171

CONFIRMATION NO. 7015

00758
FENWICK & WEST LLP
TWO PALO ALTO SQUARE
PALO ALTO, CA 94306

FORMALITIES LETTER



OC000000006301310

Date Mailed: 07/16/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$778.
 - \$603 for 67 total claims over 20.
 - \$40 for 1 independent claims over 3 .
 - \$135 for multiple dependent claim surcharge.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1198.**

*A copy of this notice **MUST** be returned with the reply.*

JAB

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

APPLICANT(S): Bruce E. Brown, Aaron M. Brown and Bruce-Eric Brown II
APPLICATION NO.: 09/886,478
FILING DATE: June 20, 2001
TITLE: Variable Trust Levels For Authentication
EXAMINER: Not yet known
GROUP ART UNIT: 2131
ATTY. DKT. NO.: 21893-05171

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Commissioner For Patents, Washington, D.C. 20231, on the date shown below:

Dated: SEP 7/01

By: [Signature]

Amir H. Raubvogel, Reg. No.: 37,070

BOX MISSING PARTS
COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF APPLICATION**

SIR:

Responsive to the Notice to File Missing Parts dated June 16, 2001 received in the above-identified patent application,

☒ Enclosed are:

- ☒ a copy of the Notice to File Missing Parts;
- ☒ an original, signed Declaration;
- ☒ an original, signed Power of Attorney;
- ☐ an Application Data Sheet;
- ☒ payment in the amount of \$2,396.00 for the
- ☒ application filing fee;

PATENT

☒ fee for additional claims; and

☒ missing parts surcharge.

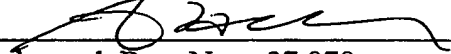
☐ Other

☐ Applicant claims small entity status under 37 C.F.R. § 1.27.

Please note that Applicants do not claim small entity status.

Respectfully submitted,
BRUCE E. BROWN, AARON M. BROWN AND
BRUCE-ERIC BROWN II

Dated: SEP 7/01

By: 
Amir H. Raubvogel, Reg. No.: 37,070
Fenwick & West LLP
Two Palo Alto Square
Palo Alto, CA 94306
Tel.: (650) 858-7276
Fax.: (650) 494-1417

21893/05171/DOCS/1206018.1



PATENT
Attorney Docket No. ILU01-001US(P1819US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Brown et al.

Application No. 09/886,478

Filed: June 20, 2001

Art Unit: 2134

Examiner: Wright, Norman M.

For: VARIABLE TRUST LEVELS FOR AUTHENTICATION

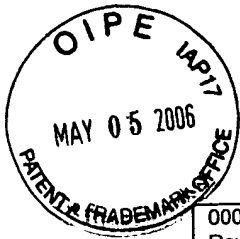
**LETTER TRANSMITTING COPY OF SIGNED DECLARATION DOCUMENT AND
ACCOMPANYING DOCUMENTS**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In a telephone conference on April 7, 2006, Examiner Norman Wright advised Applicants' representative that the prosecution file maintained by the Patent Office appears to lack a copy of the executed Declaration filed in Response to Notice of Missing Parts that was transmitted September 7, 2001. Examiner Wright requested that Applicants provide a copy of the papers filed on that date to the Office of Patent Publication. In a telephone conference on April 10, 2006, a representative of the Office of Patent Publication indicated that the Applicants should correspond with the Examiner in order to resolve this problem.

Accordingly, Applicants provide the attached copies of the documents transmitted on September 7, 2001 along with the stamped acknowledgment postcard received from the Patent Office. The attached documents include the following: Transmittal Form with Certificate of Mailing, Fee Transmittal, Response to Notice to File Missing Parts of Application with Certificate of Mailing, Copy of Notice to File Missing Parts of Nonprovisional Application, Power of Attorney or Authorization of Agent, and Declaration (37 CFR 1.63) for Utility or Design Application Using an Application Data Sheet (37CFR 1.76).



+

PTO/SB/21 (modified)

Approved for use through xx/xx/xx, OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

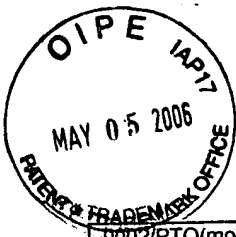
TRANSMITTAL FORM <i>(to be used for all correspondence during pendency of filed application)</i>	0001/PTO Rev. 10/95	U.S. Department of Commerce Patent and Trademark Office	Application Number	09/886,478
			Filing Date	June 20, 2001
			First Named Inventor	Bruce E. Brown
			Group Art Unit Number	2131
			Examiner Name	Not yet known
Total Number of Pages in This Submission	8	Attorney Docket Number	21893-05171	

ENCLOSURES (check all that apply)	
<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate) <input checked="" type="checkbox"/> Check Enclosed	<input type="checkbox"/> Issue Fee Transmittal
<input checked="" type="checkbox"/> Return Receipt Postcard	<input type="checkbox"/> Letter to Chief Draftsperson
<input checked="" type="checkbox"/> Response to Notice to File Missing Parts	<input type="checkbox"/> Formal Drawing(s): [] Sheet(s) of Figure(s) []
<input type="checkbox"/> Assignment & Recordation Cover Sheet	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Declaration	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> Power of Attorney	<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Application Data Sheet	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Information Disclosure Statement & PTO-1449 <input type="checkbox"/> Copies of IDS Cited References	<input checked="" type="checkbox"/> Copy of Notice to File Missing Parts
<input type="checkbox"/> Request for Corrected Filing Receipt	<input type="checkbox"/>
<input type="checkbox"/> Request for Correction of Recorded Assignment	<input type="checkbox"/>
<input type="checkbox"/> Amendment/Response: [] Page(s) <input type="checkbox"/> After Final	<input type="checkbox"/>
<input type="checkbox"/> Status Request	<input type="checkbox"/>
<input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/>
REMARKS:	

SIGNATURE OF ATTORNEY OR AGENT			
Signature:			
Attorney/Reg. No.:	Amir H. Raubvogel / Reg. No.: 37,070	Dated:	September 7, 2001

CERTIFICATE OF MAILING			
I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.			
Signature:			
Typed or Printed Name:	Amir H. Raubvogel	Dated:	September 7, 2001
Express Mail Mailing Number (optional):			

21893/05171/DOCS/1206038.1



PTO/SB/17 (10-00)(modified)
Approved for use through 09/29/01, OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0002/PTO(modified) U.S. Department of Commerce
Rev. 10/2000 Patent and Trademark Office

FEE TRANSMITTAL

TOTAL AMOUNT OF PAYMENT

Subtotal (1) + Subtotal (2) + Subtotal (3) = **(\$ 2,396.00)**

Complete if Known

Application Number	09/886,478
Filing Date	June 20, 2001
First Named Inventor	Bruce E. Brown
Group Art Unit	2131
Examiner Name	Not yet known
Attorney Docket Number	21893-05171

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to:

- ☐ Charge the indicated fees to the below mentioned deposit account.
- ☐ Charge any additional fee required under 37 CFR 1.16 - 1.21 or credit any over payments to the below mentioned deposit account. [†]
- ☐ Applicant claims small entity status See 37 CFR 1.27

Deposit Account Number: 19-2555
Deposit Account Name: FENWICK & WEST LLP

A Duplicate Copy of this authorization is attached

2. ☒ Payment Enclosed:

☒ Check ☐ Credit Card ☐ Other

FEE CALCULATION (fees effective 10/01/2000)

1. FILING FEE

Large Entity Fee Code/Fee	Small Entity Fee Code/Fee	Fee Description	Fee Due
101/\$710	201/\$355	Utility Filing	710
106/\$320	206/\$160	Design Filing	
108/\$710	208/\$355	Reissue	
114/\$150	214/\$75	Provisional Filing	
SUBTOTAL (1)			(\$710)

2. CLAIMS

Large Entity Fee Code/Fee	Small Entity Fee Code/Fee	Fee Description
103/\$18	203/\$9	Claims in excess of 20
102/\$80	202/\$40	Independent claims in excess of 3
104/\$270	204/\$135	Multiple dependent claim
109/\$80	209/\$40	Reissue independent claims over original patent
110/\$18	210/\$9	Reissue claims in excess of 20 and over original patent

3. ADDITIONAL FEES

Large Entity Fee Code/Fee	Small Entity Fee Code/Fee	Fee Description	Fee Due
105/\$130	205/\$65	Surcharge - late filing fee or oath	130
127/\$50	227/\$25	Surcharge-late provisional filing fee or cover sheet	
147/\$2,520	147/\$2,520	For filing a request for reexamination	
115/\$110	215/\$55	Extension for response within first month [†]	
116/\$390	216/\$195	Extension for response within second month [†]	
117/\$890	217/\$445	Extension for response within third month [†]	
118/\$1,390	218/\$695	Extension for response within fourth month [†]	
128/\$1,890	228/\$945	Extension for response within fifth month [†]	
119/\$310	219/\$155	Notice of Appeal	
141/\$1,240	241/\$620	Petition to revive unintentionally abandoned application	
142/\$1,240	242/\$620	Utility Issue Fee (Or Reissue)	
143/\$440	243/\$220	Design Issue Fee	
122/\$130	122/\$130	Petitions to the Commissioner	
126/\$180	126/\$180	Submission of Information Disclosure Statement	
179/\$710	279/\$355	Request for Continued Examination (RCE)	
581/\$40	581/\$40	Recording each patent assignment per property (times number of properties)	
146/\$710	246/\$355	Filing a submission after final rejection (37 CFR 1.129(a))	
149/\$710	249/\$355	For each additional invention to be examined (37 CFR 1.129(b))	
Other fee (specify):			
Other fee (specify):			

SUBTOTAL (3) **(\$ 130)**

(Col. 1)		(Col. 2)		(Col. 3)		Fee		Fee Due
For	No. of Existing Claims		Highest No. Previously Paid For		Extra**			
TOTAL	87	minus*	20 or 0	=	67	x	18	= 1,206
INDEP	4	minus*	3 or 0	=	1	x	80	= 80
[X] First presentation of multiple dependent claim							270	= 270

* Subtract the greater number of Col. 2

** If the difference between Col. 1 and Col. 2 is less than zero, then enter "0" in Col. 3

SUBTOTAL (2) **(\$1,556)**

SUBMITTED BY

Typed or Printed Name **Amir H. Raubvogel**

Signature

Complete (if applicable)

Reg. Number **37,070**

Date

September 7, 2001



Date Mailed: September 7, 2001 | Atty/Sec: AHR/clm/cje | Filing Date: June 20, 2001
Application No.: 09/886,478 | Docket No.: 21893-05171
Applicant(s): Bruce E. Brown et al.

Title: "Variable Trust Levels For Authentication"

Please imprint Patent Office "date stamp" hereon to indicate receipt and return card to addressee.

- | | |
|--|--|
| <input type="checkbox"/> ___ pages of Specification, Claims & Abstract | <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i). |
| <input type="checkbox"/> ___ sheets of formal drawings | <input checked="" type="checkbox"/> Response to Notice Of Missing Parts |
| <input type="checkbox"/> Provisional Application Cover Sheet | <input type="checkbox"/> Request to Correct Filing Receipt |
| <input type="checkbox"/> New Utility Application Transmittal | <input type="checkbox"/> Request for Correction of Recorded Assignment |
| <input checked="" type="checkbox"/> Transmittal | <input type="checkbox"/> IDS, PTO-1449, and cited references |
| <input checked="" type="checkbox"/> Fee Transmittal (in duplicate) | <input type="checkbox"/> Issue Fee Transmittal |
| <input checked="" type="checkbox"/> Declaration | <input type="checkbox"/> Letter to Chief Draftsperson |
| <input type="checkbox"/> Assignment & Recordation Cover Sheet | <input type="checkbox"/> Formal Drawings: ___ sheets |
| <input checked="" type="checkbox"/> Power of Attorney | <input type="checkbox"/> Request for Certificate of Correction |
| <input type="checkbox"/> CPA Request Transmittal | <input type="checkbox"/> Notice of Appeal |
| <input type="checkbox"/> Application Data Sheet | <input type="checkbox"/> Express Mail No. |
| <input checked="" type="checkbox"/> Check in the amount of \$2,396.00 | |
| <input type="checkbox"/> Amendment/Response | |

Other: Copy of Notice to File Missing Parts

21893/05171/DOCS/1206045.1